

ESTTA Tracking number: **ESTTA251047**

Filing date: **11/25/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91156321
Party	Plaintiff The Chamber of Commerce of the United States of America
Correspondence Address	William M. Merone Kenyon & Kenyon 1500 K Street N.W., Suite 700 Washington, DC 20005 UNITED STATES ekane@kenyon.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	Erik C. Kane
Filer's e-mail	tmdocketdc@kenyon.com, ekane@kenyon.com
Signature	/Erik C. Kane/
Date	11/25/2008
Attachments	5th NOR.pdf (97 pages)(3775753 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

THE CHAMBER OF COMMERCE OF THE
UNITED STATES OF AMERICA

Opposer,

v.

UNITED STATES HISPANIC CHAMBER
OF COMMERCE FOUNDATION,

Applicant.

Opposition No.: 91/156,321

Serial No.: 78/081,731

OPPOSER'S FIFTH NOTICE OF RELIANCE UNDER RULE 122(E)

Opposer, The Chamber of Commerce of the United States of America, by and through counsel, files this Notice of Reliance pursuant to 37 CFR § 2.122(e) and TBMP §§ 704.03(b)(1) and 704.07, to make of record the following file history of a third-party registration, which was retrieved electronically from the U.S. Patent and Trademark Office's Trademark Document Retrieval system, and which is believed by Opposer to be complete:

1. File history of U.S. Reg. No. 2,887,973.

This file history will be relied on and is relevant to these proceedings as it relates to testimony of the Registrant of U.S. Reg. No. 2,887,973 offered by Applicant during its testimony period concerning Registrant's application for its trademark.

Respectfully submitted,

Date: November 25, 2008

/s/ Erik C. Kane
Edward T. Colbert
William M. Merone
Erik C. Kane
KENYON & KENYON LLP
1500 K Street, N.W.; Suite 700
Washington, D.C. 20005
Tel.: (202) 220 – 4200
Fax: (202) 220 – 4201

*Counsel for Opposer, The Chamber of
Commerce of the United States of America*

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **OPPOSER'S FIFTH NOTICE OF RELIANCE UNDER RULE 122(E)** was served on the parties or counsel on the date and as indicated below:

By Overnight Federal Express

Jill M. Pietrini
Andrew Eliseev
MANATT PHELPS & PHILLIPS, LLP
11355 W. Olympic Boulevard
Los Angeles, CA 90064-1614

I hereby further certify that the foregoing **OPPOSER'S FIFTH NOTICE OF RELIANCE UNDER RULE 122(E)** was electronically filed on the date indicated below with the U.S. Patent and Trademark Office, Trademark Trial and Appeal Board through ESTTA.

Date: November 25, 2008

/s/ Erik C. Kane
Edward T. Colbert
William M. Merone
Erik C. Kane
KENYON & KENYON LLP
1500 K Street, N.W.; Suite 700
Washington, D.C. 20005
Tel.: (202) 220 – 4200
Fax: (202) 220 – 4201

*Counsel for Opposer, The Chamber of Commerce
of the United States of America*

Int. Cl.: 35

Prior U.S. Cls.: 100, 101, and 102

United States Patent and Trademark Office

Reg. No. 2,887,973

Registered Sep. 21, 2004

**SERVICE MARK
SUPPLEMENTAL REGISTER**

U.S. WOMEN'S CHAMBER OF COMMERCE

WILLIAMS, TERRY LYNN (UNITED STATES
INDIVIDUAL)
2221 E. WELDON AVE.
PHOENIX, AZ 85016 AND
DORFMAN, MARGOT LYNNE (UNITED STATES
INDIVIDUAL)
2221 E. WELDON AVE.
PHOENIX, AZ 85016

FOR: ASSOCIATION SERVICES, NAMELY PRO-
MOTING THE ECONOMIC AND LEADERSHIP
GROWTH OF WOMEN IN BUSINESS IN THE UNI-
TED STATES AND INTERNATIONALLY, IN CLASS
35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-1-2001; IN COMMERCE 6-10-2001.

OWNER OF U.S. REG. NOS. 2,644,856, 2,807,531,
AND 2,807,532.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "CHAMBER OF COMMERCE",
APART FROM THE MARK AS SHOWN.

SER. NO. 78-078,585, FILED P.R. 8-10-2001; AM. S.R.
3-27-2002.

SCOTT BALDWIN, EXAMINING ATTORNEY

To: Williams, Terry, Lynn (terry@azwomensnews.com)
Subject: TRADEMARK APPLICATION NO. 78078585 - U.S. WOMEN'S CHAMBER OF COMMERCE - N/A
Sent: 7/11/04 3:42:37 PM
Sent As: ECom112
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/078585

APPLICANT: Williams, Terry, Lynn

CORRESPONDENT ADDRESS:
MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D. C. 20005

78078585

RETURN ADDRESS:
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

MARK: U.S. WOMEN'S CHAMBER OF COMMERCE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:
terry@azwomensnews.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

Serial Number 78/078585

The examining attorney acknowledges receipt of the applicant's appeal brief. The examining attorney has withdrawn the refusal and has approved the mark for registration on the Supplemental Register.

Scott Baldwin /sb/
Trademark Attorney
Law Office 112
703-308-9112 x124

How to respond to this Office Action:

To respond formally using the Office's Trademark Electronic Application System (TEAS), visit <http://www.uspto.gov/teas/index.html> and follow the instructions.

To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the serial number, law office and examining attorney's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

For general and other useful information about trademarks, you are encouraged to visit the Office's web site at <http://www.uspto.gov/main/trademarks.htm>

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Baez

Mailed: May 13, 2004

In re Williams, Terry, Lynn

Serial No. 78078585

Filed: 08/10/2001

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D., C. 20005

Vionette Baez, Paralegal

Applicant's brief filed May 7, 2004 is noted and the application file is forwarded herewith to the Trademark Examining Attorney for his/her brief in accordance with Trademark Rule 2.142(b).

A request for an oral hearing, if desired, is due not later than ten days after the due date for applicant's reply brief.



TJRB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**

Attorney's Reference: 41615-188081

05-07-2004
U.S. Patent & TMO/TM Mail Rcpt Dt. #22

APPLICANT'S APPEAL BRIEF

INTRODUCTION

This matter is before the Board on Appeal by the Applicant from a final refusal of registration based upon the section 2(d) of the Trademark Act.

THE RECORD

The record for this appeal consists of the application, a number of Office Actions and Responses, a Request for Reconsideration and the Examining Attorney's denial of the Request for Reconsideration.

THE EXAMINER'S POSITION

The Examining Attorney has maintained and made "Final" a refusal of registration based upon prior Registration Number 1,522,157 for the mark U.S. CHAMBER OF COMMERCE for "association services, namely promoting the interest of business men and women."

THE APPLICANT'S POSITION

It is the Applicant's position that there is no confusion between Applicant's mark and Registrant's mark because the marks are sufficiently distinct from each other.

ARGUMENT

It is well-settled that in determining likelihood of confusion, the Examining Attorney must look at the marks in their entirety for similarities in appearance, sound, connotation and commercial impression. In re E.I. du Pont de Nemours & Co., F.2d 1357, 177 USPQ 563 (CCPA 1973). Here, that requires looking at the cited mark in its entirety. The cited mark is not identical to Applicant's mark and is readily distinguishable in appearance, sound, and commercial impression. See Kellogg Co. v. Pack'em Enterprises, Inc., 21 U.S.P.Q.2d 1142, 1144 (Fed. Cir. 1991) (finding that the mark FROOTEE ICE in script lettering and an elephant design and the mark FROOT LOOPS in plain capital letters sound differently and create different commercial impressions and the only similarity was that one began with the word FROOT and the other with the word FROOTEE).

One mark is U.S. CHAMBER OF COMMERCE, and the other mark is U.S. WOMEN'S CHAMBER OF COMMERCE. In both marks, the wording CHAMBER OF COMMERCE is a generic designation for the types of services offered, and that wording has been disclaimed. In the registered mark, the registrant has claimed distinctiveness with respect to the geographic designation "U.S." Presumably, if the term CHAMBER OF COMMERCE was capable of any trademark significance at all, the registrant would also have claimed distinctiveness for that term, considering that at the time the registrant filed its application in 1985, it had alleged use of that term for over 70 years (since 1915).

While the Examining Attorney might argue that the marks must be considered in their entirety, disclaimed matter included, clearly, in the present situation, no significance can be given to the fact that both marks contain the common *generic* wording CHAMBER OF COMMERCE, which is void of any trademark significance. That term appears in dictionaries as

defining "an association established to further the business interests of its community." The wording CHAMBER OF COMMERCE has no trademark significance whatsoever as applied to services of the type being offered by the registrant and applicant here.

It is well-settled that if a common portion of the two conflicting marks is a *generic* designation, the comparison must be between the non-generic portions of the marks. See: Beech-Nut, Inc. v. Warner-Lambert Co., 175 USPQ 583 (SDNY 1972) *aff'd* 178 USPQ 385 (2d Cir. 1973).

The remainder of the Applicant's mark consists of the wording U.S. WOMEN'S, whereas the remainder of the registered mark consists solely of the geographic term U.S.

The Examining Attorney has based the refusal of registration upon the proposition that "the applicant has fully appropriated the registered mark U.S. CHAMBER OF COMMERCE with the mere addition of the descriptive term WOMEN'S." That is not, in fact, the case.

Rather, applicant already owns U.S. Trademark Registration No. 2,644,856 for the mark THE WOMEN'S CHAMBER OF COMMERCE, Registration No. 2,807,531 for the mark INTERNATIONAL WOMEN'S CHAMBER OF COMMERCE and Registration No. 2,807,532 for the mark YOUNG WOMAN'S CHAMBER OF COMMERCE, all covering services substantially identical to those services listed in the present application. The applicant's mark U.S. WOMEN'S CHAMBER OF COMMERCE is, in fact, the applicant adding or substituting the geographic designation "U.S." to its existing marks.

Consumers are far more likely to associate the applicant's U.S. WOMEN'S CHAMBER OF COMMERCE mark with the applicant's THE WOMEN'S CHAMBER OF COMMERCE, INTERNATIONAL WOMEN'S CHAMBER OF COMMERCE and YOUNG WOMAN'S

CHAMBER OF COMMERCE marks than with the registered U.S. CHAMBER OF COMMERCE mark.


CONCLUSION

In order to maintain a rejection under Section 2(d), it is not sufficient if confusion is merely "possible." A higher standard is required. See Shatel Corp. v. Mao Ta Lumber & Yacht Corp., 697 F.2d 1352, n.2, 220 U.S.P.Q. 412 (11th Cir. 1983) (likelihood is synonymous with probability); Rodeo Collection, Ltd. v. West Seventh, 812 F.2d 1215, 2 U.S.P.Q.2d 1204, 1206 (9th Cir. 1987) ("Likelihood of confusion requires that confusion be probable, not simply a possibility."); Blue Bell Bio-Medical v. Cin-Bad, Inc., 864 F.2d 1253, 9 U.S.P.Q.2d 1870, 1875 (5th Cir. 1989) ("[Plaintiff] must show, however, that confusion is probable; a mere possibility that some customers might mistakenly identify the [defendant's product] as [plaintiff's] product is not sufficient."). This burden has not been met in this case.

In view of the foregoing, it is respectfully requested that the refusal of registration be withdrawn.

Respectfully submitted,

By:



Mark B. Harrison
Venable LLP
P.O. Box 34385
Washington, D.C. 20045-9998
Telephone: (202) 344-4019
Fax: (202) 344-8300

Attorneys for Applicant

Date: May 7, 2004



T. R. B.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**

Attorney's Reference: 41615-188081

05-07-2004
U.S. Patent & TMO/TM Mail Rcpt Dt. #22

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Respectfully submitted,

By:



Mark B. Harrison
Venable LLP
P.O. Box 34385
Washington, D.C. 20045-9998
Telephone: (202) 344-4019
Fax: (202) 344-8300

Attorneys for Applicant

Date: May 7, 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/078585

APPLICANT: Williams, Terry, Lynn

CORRESPONDENT ADDRESS:

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D. C. 20005

RETURN ADDRESS:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: U.S. WOMEN'S CHAMBER OF COMMERCE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:

terry@azwomensnews.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

Serial Number 78/078585

Applicant is requesting reconsideration of a final refusal dated June 18, 2002.

The substitute specimen and declaration are acceptable.

However, after careful consideration of the law and facts of the case, the examining attorney must deny the request for reconsideration and adhere to the final action as written with regard to the refusal under Section 2(d) since no new facts or reasons have been presented that are significant and compelling with regard to the point at issue.

Accordingly, applicant's request for reconsideration is *denied*. 37 C.F.R. Section 2.64(b); TMEP Section 715.04. The application file will be returned to the Trademark Trial and Appeal Board for resumption of the appeal.

Scott Baldwin /sb/
Trademark Attorney
Law Office 112
703-308-9112 x124

ORIGINAL SPECIMEN

Internet Transmission Date:

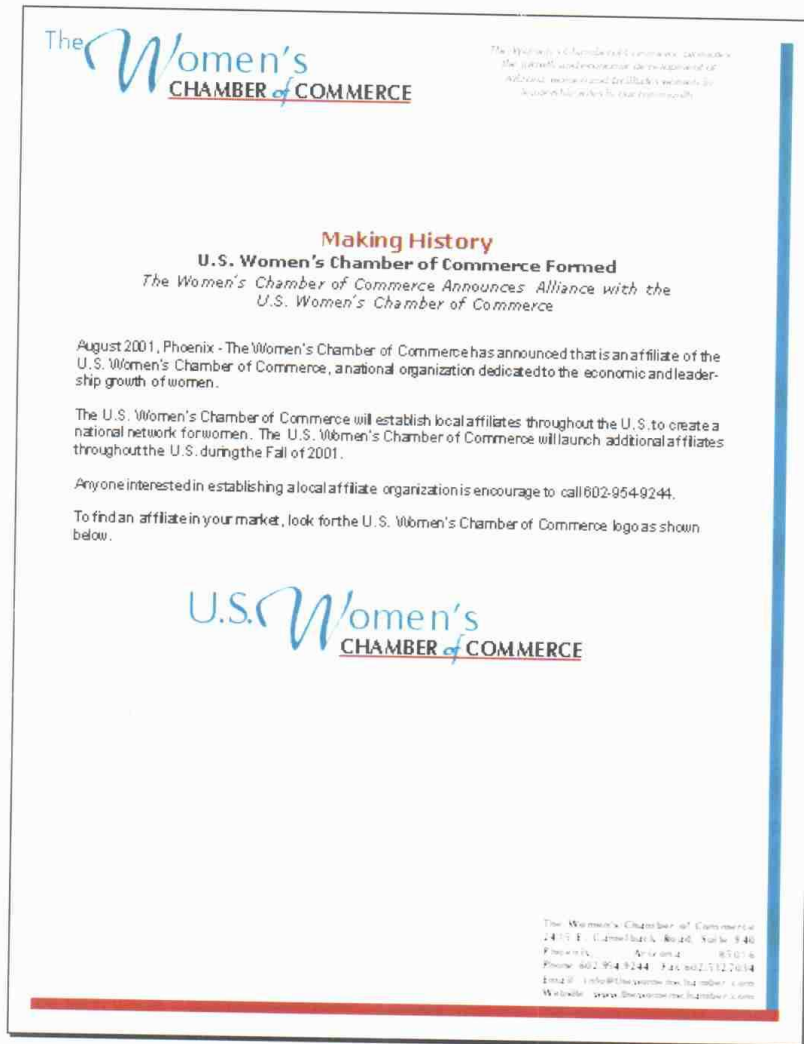
2001/08/10

Serial Number:

78078585

Filing Date:

2001/08/10



The applicant has submitted required color specimen.
The USPTO has printed only one copy of the specimen,
and extra copies can be produced in-house as needed.

Trademark

Serial Number
(Text)

TRADEMARK



78078585

NEW CASE DELIVERED

SEP 18 2001

LAW OFFICE 112

PROSECUTION HISTORY

Entry	Date	Initials
1. <i>Amended Sub. Docket / Org of Adv</i>	SEP 25 2001	<i>aw</i>
2. <i>Com 3/25/02</i>	3/27/02	<i>NG</i>
3. <i>Amended Sub. Docket / Org of Adv</i>	MAY 9 2002	
4. <i>Amended Sub. Docket / Org of Adv</i>	JUN 18 2002	
5. PETITION TO REVIVE	12/18/02	
6. GRANTED	4/10/03	
7. <i>Appeal to Board</i>	JUN -5 2003	
8. <i>Forwarded to Court for review</i>	4/10/03	
9. <i>proceedings; Forwarded to Ex.</i>	5/20/03	
10. <i>proceedings; Forwarded to Ex.</i>	6/24/03	
11. <i>proceedings; Brief due</i>	JUL 2 2003	
12. <i>proceedings; Brief due</i>	9/22/03	
13. <i>proceedings; Brief due</i>	1/24/03	
14. <i>proceedings; Forwarded to Ex.</i>	9/22/03	
15. <i>proceedings; Forwarded to Ex.</i>	9/22/03	
16. <i>proceedings; Forwarded to Ex.</i>	1/24/03	
17. <i>proceedings; Forwarded to Ex.</i>		
18. <i>proceedings; Forwarded to Ex.</i>		
19. <i>proceedings; Forwarded to Ex.</i>		
20. <i>proceedings; Forwarded to Ex.</i>		
21. <i>proceedings; Forwarded to Ex.</i>		
22. <i>proceedings; Forwarded to Ex.</i>		
23. <i>proceedings; Forwarded to Ex.</i>		
24. <i>proceedings; Forwarded to Ex.</i>		
25. <i>proceedings; Forwarded to Ex.</i>		
26. <i>proceedings; Forwarded to Ex.</i>		
27. <i>proceedings; Forwarded to Ex.</i>		
28. <i>proceedings; Forwarded to Ex.</i>		
29. <i>proceedings; Forwarded to Ex.</i>		
30. <i>proceedings; Forwarded to Ex.</i>		



Approved for Publication (Principal Register) (Signature/Date)

NOP

NOA

Approved for Registration (Section 1(d)) (Signature/Date)

**AMENDED TO
SUPPLEMENTAL REGISTER**

Approved for Registration (Supplemental Register) (Signature/Date)



Abandoned

(Date)

TO: MANAGING ATTORNEY
LAW OFFICE _____

11/2

FROM: TRADEMARK TRIAL AND APPEAL
BOARD

CASE FORWARDED TO EXAMINING

ATTORNEY FOR BRIEF: _____

CASE REMANDED TO EXAMINING

ATTORNEY: _____

10/21/03

SUB. Dwg

Appl. No. 78/078,585
Dorfman and Williams

Substitute Drawing

APPLICANTS: Margot Lynne Dorfman
2221. E. Weldon Avenue
Phoenix, AZ 85016

Terry Lynn Williams
2221 E. Weldon Avenue
Phoenix, AZ 85016

FIRST USE: At least as early as
June 10, 2001

At least as early as
COMMERCE: June 10, 2001

SERVICES: Association Services, namely promoting the economic and leadership growth
of women in business in the United States and Internationally, in Class 35

U.S. WOMEN'S CHAMBER OF COMMERCE

[Handwritten signature]

**AMENDED TO
SUPPLEMENTAL REGISTER**

Drawing Page

Serial Number:

78078585

Applicant:

Williams, Terry, Lynn
2221 E. Weldon Ave.
Phoenix AZ USA 85016



Applicant:

Dorfman, Margot, Lynne
2221 E. Weldon Ave.
Phoenix AZ USA 85016

Date of First Use:

06/01/2001

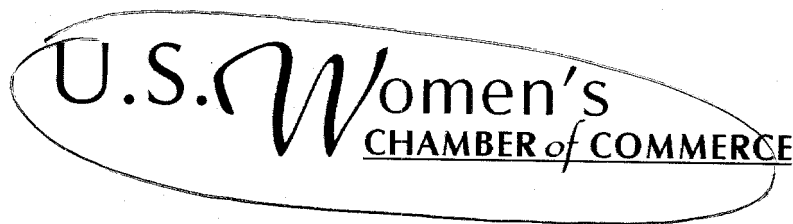
Date of First Use in Commerce:

06/10/2001

Goods and Services:

Promoting the economic and leadership growth of women in the United States and Internationally.

Mark:



NO OCR



08-10-2001

*** User: sbaldwin ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	158871	N/A	0	0	0:02	(*us* or "u s") [bi,ti]
02	2934	N/A	0	0	0:01	*women* [bi,ti]
03	610	N/A	0	0	0:01	*chamber* [bi,ti]
04	2145	N/A	0	0	0:01	*commerce* [bi,ti]
05	227	0	227	97	0:06	(1 and (2 or 3 or 4)) not dead[ld]
06	3	0	3	1	0:06	(2 and (3 or 4)) not dead[ld]
07	91	0	91	44	0:06	(3 and 4) not dead[ld]

Session started 7/21/03 10:49:11 AM

Session finished 7/21/03 10:54:24 AM

Total search duration 0 minutes 23 seconds

Session duration 5 minutes 13 seconds

Default NEAR limit= 1 ADJ limit= 1

*** User: sbaldwin ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	139726	N/A	0	0	0:02	(*us* or "u s") [bi,ti]
02	1759	N/A	0	0	0:01	(*united* [bi,ti] and *states*) [bi,ti]
03	4160	N/A	0	0	0:03	*w{v}m{v}n* [bi,ti]
04	554	N/A	0	0	0:01	*chamb{v}r* [bi,ti]
05	2974	N/A	0	0	1:06	*{"ck"}om\$1{v}r{"csz"}* [bi,ti]
06	333	N/A	0	0	0:05	((1 or 2) and (3 or 4 or 5)) not dead[ld]
07	226	0	226	226	0:09	(6 and "042"[cc]) not dead[ld]
08	2	0	2	2	0:05	(3 and (4 or 5)) not dead[ld]
09	82	0	82	82	0:05	(4 and 5) not dead[ld]
10	7	1	6	6	0:02	"terry"[on] and "williams"[on]

Session started 9/22/01 3:49:45 PM
Session finished 9/22/01 4:14:40 PM
Total search duration 1:39 minutes
Session Duration 24:55 minutes

Default NEAR limit= 1 ADJ limit= 1

REINSTATED APPLICATION

Date: JUN 24 1988
To: Trademark Trial and Appeal Board
From: Office of the Commissioner for Trademarks
Re: S/N: 78078885 Mark: U.S. Women's Chamber Of Commerce

PLEASE TAKE THE FOLLOWING ACTION INDICATED:

The attached application has been revived pursuant to Trademark Rule 2.66. Please process the Notice of Appeal.



About Us

Who We Are - Whether it's lobbying the Federal Government, fighting in the courts, or offering special member benefits and discounts, the U.S. Chamber is working for you.

Our Members - Large companies, small businesses, trade associations, Fortune 500, chambers - they're all members of the U.S. Chamber.

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The *Women's*
CHAMBER of COMMERCE

Mark

THE WOMEN'S CHAMBER OF COMMERCE

Pseudo Mark

THE WOMENS CHAMBER OF COMMERCE

Goods and Services

IC 035. US 100 101 102. G & S: Promoting the economic and leadership growth of women in the United States and Internationally. FIRST USE: 19990201. FIRST USE IN COMMERCE: 20010501

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Code

261713

Serial Number

78077013

Filing Date

August 2, 2001

Owner Name and Address

(APPLICANT) Dorfman, Margot, Lynne INDIVIDUAL UNITED STATES 2221 E. Weldon Ave. Phoenix ARIZONA 85016

(APPLICANT) Williams, Terry, Lynn INDIVIDUAL UNITED STATES 2221 E. Weldon Ave. Phoenix ARIZONA 85016

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Live Dead Indicator

LIVE

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

#14

Baez

Mailed: October 21, 2003

In re Williams, Terry, Lynn

Serial No. 78078585

Filed: 08/10/2001

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D., C. 20005

Vionette Baez, Paralegal Specialist

Applicant's request to suspend, remand and request for reconsideration, which includes a declaration filed September 22, 2003 are noted.

The request for reconsideration requires consideration by the Trademark Examining Attorney. The appeal is suspended and the file is herewith remanded to the Examining Attorney.

In the event registrability is found on the basis of this paper, the appeal will be moot and the Board should be so informed. In the event the refusal of registration is maintained, the file should be returned to the Trademark Trial and Appeal Board, proceedings will be resumed and

applicant will be allowed time in which to file its brief
on appeal.

9/22/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: U.S. WOMEN'S CHAMBER OF COMMERCE)

AB

Attorney's Reference: 41615-188081

BOX FEE
Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

REQUEST FOR RECONSIDERATION

Sir:

In response to the "final" refusal issued in this matter, attached is a Declaration supporting the use of the substitute specimen as of a date at least as early as the filing date of this application.

With respect to the "final" refusal of registration based upon Registration No. 1,522,157, the Examining Attorney is asked to consider the following.

1. Applicant is the owner of U.S. Trademark Registration No. 2,644,856 for the mark THE WOMEN'S CHAMBER OF COMMERCE as used to identify services substantially the same as those services listed in this application. The cited registration issued with a disclaimer of the wording CHAMBER OF COMMERCE and a claim of distinctiveness with respect to the designation "U.S."

The wording CHAMBER OF COMMERCE in the cited registration is therefore clearly "generic" and, as such, incapable of trademark significance.

Applicant respectfully submits that the combination of its ownership of a registration for a substantially identical trademark for substantially identical services, taken together with the fact that the only non-generic portion of the cited mark is the descriptive designation "U.S.," is sufficient to preclude any likelihood of confusion between the applicant's mark and the mark shown in the cited registration.

It is therefore respectfully requested that the final refusals be withdrawn and that this mark be forwarded for issuance on the Supplemental Register.

Respectfully submitted,

By:



Mark Harrison, Esq.

Venable LLP

P.O. Box 34385

Washington, D.C. 20045-9998

Telephone: (202) 344-4019

Fax: (202) 344-8300

Attorneys for Applicant

Date: September 22, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

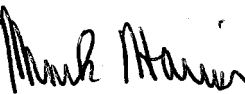
Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: U.S. WOMEN'S CHAMBER OF COMMERCE)
Attorney's Reference: 41615-188081

DECLARATION

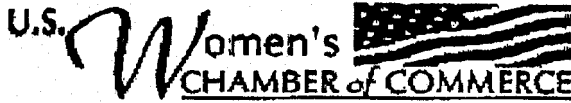
The undersigned declares that he/she is authorized to execute this Declaration on behalf of the applicants; that the attached specimen was in use in commerce at least as early as the filing date of this application; that all statements made herein of his/her own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this document or the application referred to therein.

Done, this 22nd day of September , 2003.

By: _____



Mark Harrison
Attorney for Applicant



*promotes the growth and economic
development of women and facilitates women
in leadership roles in our community.*

August 2, 2001

T. J. Norton

[Handwritten signature]

Dear Sir,

Thank you for your enthusiastic support of the U.S. Women's Chamber of Commerce. It is exciting to hear your ideas in support of our vision of economic growth for women.

We look forward to working together to make a difference here in Arizona and throughout the United States with the national network of U.S. Women's Chamber of Commerce affiliates.

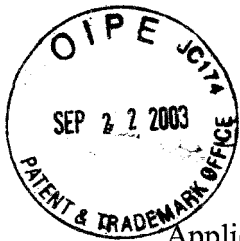
Additionally, we welcome you to our National Advisory Board in support of the growth of the chamber.

Sincerely,

The Women's Chamber of Commerce

Margot Dorfman
CEO

The Women's Chamber of Commerce
2415 E. Camelback Road, Suite 940
Phoenix, Arizona 85016
phone 602.954.9244 fax 602.532.7034



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: U.S. WOMEN'S CHAMBER OF COMMERCE)

Attorney's Reference: 41615-188081

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

09-22-2003

U.S. Patent & TMO/TM Mail RcptDt. #74

REQUEST TO SUSPEND APPEAL

Sir:

Applicant hereby requests that the appeal filed in connection with this application be suspended pending the Examining Attorney's consideration of the Request for Reconsideration and the Declaration Supporting Specimen filed concurrently in this matter.

Respectfully submitted,

By:

Mark B. Harrison
Venable LLP
P.O. Box 34385
Washington, D.C. 20045-9998
Telephone: (202) 344-4019
Fax: (202) 344-8300

Attorney for Applicant

Dated: September 22, 2003

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

#11

Baez

Mailed: July 24, 2003

In re Williams, Terry, Lynn

Serial No. 78078585

Filed: 08/10/2001

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D., C. 20005

Vionette Baez, Paralegal

In view of the decision by the Trademark Examining Attorney on July 21, 2003, the appeal is resumed; and applicant is allowed until **sixty days** from the date hereof in which to file its brief herein.

A request for an oral hearing, if desired, must be made not later than ten days after the due date for applicant's reply brief.

*

*

*

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/078585

APPLICANT: Williams, Terry, Lynn

JUL 21 2003

CORRESPONDENT ADDRESS:

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D. C. 20005

RETURN ADDRESS:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514
ecom112@uspto.gov

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: U.S. WOMEN'S CHAMBER OF COMMERCE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:

terry@azwomensnews.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

RE: Serial Number 78/078585

Applicant is requesting reconsideration of a final refusal dated June 18, 2002.

After careful consideration of the law and facts of the case, the examining attorney must deny the request for reconsideration and adhere to the final action as written since no new facts or reasons have been presented that are significant and compelling with regard to the point at issue.

In addition, the declaration supporting the substitute specimen is unacceptable because it merely indicates that the substitute specimen is "*of a type*" that was in use in commerce as of the filing date of the application.

The applicant must submit the following statement:

The substitute specimen was in use in commerce at least as early as the filing date of the application.

This statement must be verified with an affidavit or a declaration under 37 C.F.R. §2.20. 37 C.F.R. §2.59(a); TMEP §904.09.

Accordingly, applicant's request for reconsideration is *denied*. 37 C.F.R. Section 2.64(b); TMEP Section 715.04. The application file will be returned to the Trademark Trial and Appeal Board for resumption of the appeal.

Scott Baldwin /sb/
Trademark Attorney
Law Office 112
703-308-9112 x124

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-4343

Baez

Mailed: June 24, 2003

In re Williams, Terry, Lynn

Serial No. 78078585

Filed: 08/10/2001

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D., C. 20005

Vionette Baez, Paralegal

The petition to revive was granted on June 4, 2003 by the Assistant Commissioner for Trademarks.

Accordingly, the notice of appeal and a response, which include a declaration filed April 10, 2003 are noted.

The appeal is instituted, but action on it is suspended and the file is herewith remanded to the Examining Attorney for consideration of the response and declaration.

In the event registrability is found on the basis of this paper, the appeal will be moot. In the event the refusal of registration is maintained, the file should be returned to the Trademark Trial and Appeal Board, proceedings will be resumed and applicant will be allowed time in which to file its brief on appeal.

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

78

Mailed: May 20, 2003

In re Williams, Terry, Lynn

Serial No. 78078585

Filed: 08/10/2001

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D., C. 20005

Vionette Baez, Paralegal

Applicant filed, on April 10, 2003, a petition to
Revive and a notice of appeal.

Accordingly, the application is being forwarded to the
Assistant Commissioner of Trademarks to decide on the
petition to Revive. If the petition is accepted, the
application file should be returned to the Board for
institution of the April 10, 2003 notice of appeal.

*

*

*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams)
Serial No.: 78/078,585)
Filed: August 10, 2001)
Mark: U.S. WOMEN'S CHAMBER OF COMMERCE)

Examiner: Scott Baldwin

Law Office: 112

Attorney's Reference: 41615-188081

BOX FEE

Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Pat to Bonnie

03 MAY 13 AM 9:31
RECEIVED
APPROPRIATE
CRA

NOTICE OF APPEAL

Sir:

Applicant hereby appeals the "final" refusal under Trademark Act Section 2(d).

The appeal fee of \$100.00 is attached. If no fee is attached, or there is an insufficient amount, it is hereby requested that the appropriate appeal fee be taken from Deposit Account Number 22-0261.

Respectfully submitted,

By:

Mark Harrison

Mark Harrison, Esq.

Venable, Baetjer, Howard & Civiletti, LLP

P.O. Box 34385

Washington, D.C. 20045-9998

Telephone: (202) 962-4811

Fax: (202) 962-8300

Attorneys for Applicant

Date: April 10, 2003

05/12/2003 TSMITH 00000043 78078585

01 FC:6403

100.00 DP

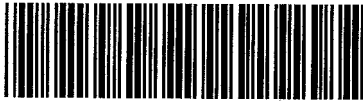
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Incoming Correspondence Routing Sheet

To: A/C's Office

Word Mark: U.S. WOMEN'S CHAMBER OF COMMERCE

Serial No: 78078585



Mail Date: 04102003



Doc. Type: Petition to Commissioner/Revive

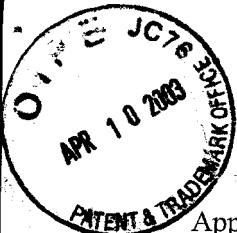


ASST. COMM. FOR
TRADEMARKS
2003 APR 30 A 9:50
U.S. PATENT
AND
TRADEMARK OFFICE

Fee

RAM Mail Date: 041003





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: U.S. WOMEN'S CHAMBER OF COMMERCE)

Attorney's Reference: 41615-188081

REVIVED BY
OFFICE OF THE COMMISSIONER
FOR TRADEMARKS

ON: 6.4.03

APPROVED BY: TW

PETITION TO THE COMMISSIONER TO REVIVE APPLICATION
AND RESET DUE DATE FOR APPEAL BRIEF

Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Sir:

Applicants hereby petition the Commissioner under Section 12(b) of the Trademark Act to revive this application. A Notice of Abandonment was issued on February 10, 2003.

This application was unintentionally abandoned because a Response to a FINAL refusal of registration was not timely filed. An appropriate Notice of Appeal and Response are attached hereto.

The delay was unintentional in that the applicants were in the process of changing counsel. Prior counsel allowed this application to become abandoned, when it was applicants' intent to pursue an appeal.

Once this application is reinstated, it is requested that a new due date be set for the filing of applicants' Brief on Appeal.

The filing fee of \$100.00 for this Petition is attached.

If there is no fee attached hereto, or an insufficient amount, please charge the fee to our Deposit Account No. 22-0261 and notify us accordingly.

The undersigned declares and states that he is the applicant's attorney, that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any registration resulting therefrom.

April 10, 2003

Mark B. Harrison
VENABLE
P.O. Box 34385
Washington, D.C. 20043-9998
Telephone: (202) 962 4019
Telefax: (202) 962 8300

04/28/2003 TSMITH 00000156 78078585

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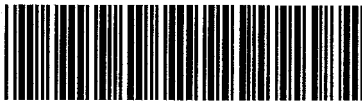
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Incoming Correspondence Routing Sheet

To: TMO LAW OFFICE 112 (NEWINGTON)

Word Mark: U.S. WOMEN'S CHAMBER OF COMMERCE

Serial No: 78078585



Mail Date: 04102003



Doc. Type: Responses to Office Actions



U.S. PATENT
AND
TRADEMARK OFFICE

2003 MAY 20 A 8:27

ASST. COMM. FOR
TRADEMARKS

No Fee

RAM Mail Date: 041003





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**

Attorney's Reference: 41615-188081

BOX FEE
Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

RECEIVED
APR 30 A 10 2
TME
LAW OFFICE 112

RESPONSE

Sir:

In response to the "final" refusal issued in this matter, attached is a Declaration supporting the use of the substitute specimen as of a date at least as early as the filing date of this application..

Respectfully submitted,

By:

Mark Harrison, Esq.
Venable, Baetjer, Howard & Civiletti, LLP
P.O. Box 34385
Washington, D.C. 20045-9998
Telephone: (202) 962-4811
Fax: (202) 962-8300

Attorneys for Applicant

Date: April 10, 2003


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Margot Lynne Dorfman)	
	Terry Lynn Williams)	Examiner: Scott Baldwin
)	
Serial No.:	78/078,585)	Law Office: 112
)	
Filed:	August 10, 2001)	
)	
Mark:	U.S. WOMEN'S CHAMBER OF COMMERCE		
Attorney's Reference:	41615-188081		

DECLARATION

The undersigned declares that he/she is authorized to execute this Declaration on behalf of the applicants; that the substitute specimen is of a type that was in use in commerce as of the filing date of this application; that all statements made herein of his/her own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this document or the application referred to therein.

Done, this 10th day of April, 2003.

By: 
Applicant

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/078585

APPLICANT: Williams, Terry, Lynn

CORRESPONDENT ADDRESS:

HENRY H. SKILLMAN
DANN, DORFMAN, HERRELL & SKILLMAN
1601 MARKET STREET SUITE 720
PHILADELPHIA, PA 19103

RETURN ADDRESS:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
ecom112@uspto.gov

MARK: U.S. WOMEN'S CHAMBER OF COMMERCE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

MAILING DATE: JUN 18 2002

CORRESPONDENT EMAIL ADDRESS:

terry@azwomensnews.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Mailing date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and ZIP code.

OFFICE ACTION

TO AVOID ABANDONMENT, WE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF OUR MAILING OR E-MAILING DATE.

To respond formally using the Office's Trademark Electronic Application System (TEAS), visit <http://www.uspto.gov/teas/index.html> and follow the instructions.

To respond formally via E-mail, visit <http://www.uspto.gov/september11/tmelecresp.htm> and follow the instructions.

To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the serial number, law office and examiner's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

For general and other useful information about trademarks, you are encouraged to visit the Office's web site at <http://www.uspto.gov/main/trademarks.htm>

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY.

RE: Serial Number 78/078585

This letter responds to the applicant's communication filed on March 25, 2002.

The applicant has 1) clarified that the applicants are joint applicants; 2) amended the drawing of the mark; 3) amended the recitation of services; 4) submitted a disclaimer; 5) amended the application

to the Supplemental Register; 6) submitted a substitute specimen; and 7) argued against the refusal under Section 2(d).

Numbers 1, 2, 3, 4 and 5 are acceptable. In addition, because the applicant has amended to the Supplemental register, the refusal under Section 2(e)(1) is withdrawn.

The examining attorney has considered the applicant's arguments regarding the likelihood of confusion carefully but found them unpersuasive. In addition, the declaration supporting the substitute specimen is unacceptable. Accordingly, for the reasons set forth below, the refusal under Section 2(d) and the requirement to provide an acceptable declaration are maintained and made **FINAL**.

REGISTRATION REFUSED--LIKELIHOOD OF CONFUSION--FINAL

Registration was refused under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d), because the mark for which registration is sought so resembles the mark shown in U.S. Registration No. 1522157 as to be likely, when used on the identified goods, to cause confusion, or to cause mistake, or to deceive.

The applicant has applied to register the mark **"U.S. WOMEN'S CHAMBER OF COMMERCE"** for association services, namely promoting the economic and leadership growth of women in business in the United States and internationally. The registered mark is **"U.S. CHAMBER OF COMMERCE"** for association services, namely promoting the interest of business men and women.

The examining attorney must compare the marks for similarities in sound, appearance, meaning or connotation. *In re E. I. DuPont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973). Similarity in any one of these elements is sufficient to find a likelihood of confusion. *In re Mack*, 197 USPQ 755 (TTAB 1977). In this case, the applicant has fully appropriated the registered mark **"U.S. CHAMBER OF COMMERCE"** with the mere addition of the descriptive term **"WOMEN'S."** It is well settled that the mere addition of a term to a registered mark is not sufficient to overcome a likelihood of confusion under Section 2(d). *Coca-Cola Bottling Co. v. Joseph E. Seagram & Sons, Inc.*, 526 F.2d 556, 188 USPQ 105 (CCPA 1975) (**"BENGAL"** and **"BENGAL LANCER"**); *Lilly Pulitzer, Inc. v. Lilli Ann Corp.*, 376 F.2d 324, 153 USPQ 406 (CCPA 1967) (**"THE LILLY"** and **"LILLI ANN"**); *In re El Torito Restaurants Inc.*, 9 USPQ2d 2002 (TTAB 1988) (**"MACHO"** and **"MACHO COMBOS"**); *In re United States Shoe Corp.*, 229 USPQ 707 (TTAB 1985) (**"CAREER IMAGE"** and **"CREST CAREER IMAGES"**); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985) (**"CONFIRM"** and **"CONFIRMCELLS"**); *In re Riddle*, 225 USPQ 630 (TTAB 1985) (**"ACCUTUNE"** and **"RICHARD PETTY'S ACCU TUNE"**); *In re Cosvetic Laboratories, Inc.*, 202 USPQ 842 (TTAB 1979) (**"HEAD START"** and **"HEAD START COSVETIC"**).

The services of the parties are identical or closely related. The services of the parties need not be identical or directly competitive to find a likelihood of confusion. They need only be related in some manner, or the conditions surrounding their marketing be such, that they could be encountered by the same purchasers under circumstances that could give rise to the mistaken belief that the services come from a common source. *In re Martin's Famous Pastry Shoppe, Inc.*, 748 F.2d 1565, 223 USPQ 1289 (Fed. Cir. 1984); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985); *In re Rexel Inc.*, 223 USPQ 830 (TTAB 1984); *Guardian Products Co., Inc. v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978); *In re International Telephone & Telegraph Corp.*, 197 USPQ

910 (TTAB 1978). Moreover, if the services of the respective parties are closely related, the degree of similarity between marks required to support a finding of likelihood of confusion is not as great as would apply with diverse services. *ECI Division of E Systems, Inc. v. Environmental Communications Inc.*, 207 USPQ 443 (TTAB 1980). TMEP §1207.01(a)(i).

The applicant suggests that the likelihood of confusion is "eliminated" because the applicant disclaimed the term "CHAMBER OF COMMERCE." The examining attorney disagrees with the applicant's suggestion. The examining attorney must consider the marks in their entirety in determining whether there is likelihood of confusion. A disclaimer does not remove the disclaimed portion from the mark for the purposes of this analysis. *In re National Data Corp.*, 753 F.2d 1056, 224 USPQ 749 (Fed. Cir. 1985); *Specialty Brands, Inc. v. Coffee Bean Distributors, Inc.*, 748 F.2d 669, 223 USPQ 1281 (Fed. Cir. 1984); *In re MCI Communications Corp.*, 21 USPQ2d 1535 (Comm'r Pats. 1991). As such, the marks are clearly sufficiently similar to support a finding of likelihood

For the foregoing reasons, the similarities between the marks and the services are so great as to create a likelihood of confusion.

The examining attorney must resolve any doubt as to the issue of likelihood of confusion in favor of the registrant and against the applicant who has a legal duty to select a mark which is totally dissimilar to trademarks already being used. *Burroughs Wellcome Co. v. Warner-Lambert Co.*, 203 USPQ 191 (TTAB 1979).

DECLARATION SUPPORTING SUBSTITUTE SPECIMEN---FINAL

The applicant must verify, with an affidavit or a declaration under 37 C.F.R. §2.20, that the substitute specimen was in use in commerce at least as early as the filing date of the application. 37 C.F.R. §2.59(a); TMEP §904.09.

The statement supporting use of the substitute specimen must read as follows:

The substitute specimen was in use in commerce at least as early as the filing date of the application.

The applicant must sign this statement either in affidavit form or with a declaration under 37 C.F.R. §2.20; TMEP §904.09.

Please note that the only appropriate responses to a final action are either (1) compliance with the outstanding requirements, if feasible, or (2) filing of an appeal to the Trademark Trial and Appeal Board. 37 C.F.R. Section 2.64(a). If the applicant fails to respond within six months of the mailing date of this refusal, this Office will declare the application abandoned. 37 C.F.R. Section 2.65(a).

Scott Baldwin /sb/
Trademark Attorney
Law Office 112

78/078585

-4-

703-308-9112 Ext. 124

TRADEMARK EXAMINATION WORKSHEET

☒ AMENDMENT STAGE

☐ NO CHANGE

☐ PUBLICATION/REGISTRATION STAGE


Name: **Christine Taylor**

L.O. 112

Serial No. **78/078585**

INSTRUCTIONS: Place a check mark in the appropriate column and/or box to indicate which data elements have been amended/coded.

Legal Instrument Examiner

	Amended	Data Element	
Class Data 	<input checked="" type="checkbox"/>	<input type="checkbox"/> Prime/International Class	<input checked="" type="checkbox"/> Goods and Services
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		<input type="checkbox"/> 1b	
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		<input type="checkbox"/> Translation	
Section 2(f)		<input type="checkbox"/> Section 2(f) Entire Mark	
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		<input type="checkbox"/> Amended Register	<input type="checkbox"/> Amended Register Date
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		<input type="checkbox"/> Foreign Application Number	<input type="checkbox"/> Foreign Application Filing Date
		<input type="checkbox"/> Foreign Registration Number	<input type="checkbox"/> Foreign Registration Date
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		<input type="checkbox"/> Foreign Reg. Renewal Expiration Date	<input type="checkbox"/> Foreign Renewal Reg. Date
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		<input type="checkbox"/> Address 1	<input type="checkbox"/> Address 2
		<input type="checkbox"/> City	<input type="checkbox"/> State
		<input type="checkbox"/> Zip Code	
		<input type="checkbox"/> Citizenship	<input type="checkbox"/> Entity
		<input type="checkbox"/> Entity Statement	<input type="checkbox"/> Composed of
		<input type="checkbox"/> Assignment(s)/Name Change	
Amd/Corr Restr.		<input checked="" type="checkbox"/> Concurrent Use	
Prior U.S. Reg.		<input type="checkbox"/> Prior Registration	
Correspondence	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Attorney	<input type="checkbox"/> Domestic Representative
		<input type="checkbox"/> Attorney Docket Number	
		<input checked="" type="checkbox"/> Correspondence Firm Name/Address	

I certify that all corrections have been entered in accordance with text editing guidelines.

LIE **Christine Taylor**

DATE

Other:

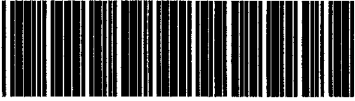
5/8/2002

Incoming Correspondence Routing Sheet

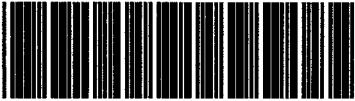
To: TMO LAW OFFICE 112 - AWAITING RESPONSE DOCKET

2A

Serial No: 78078585



Mail Date: 03272002

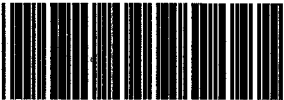


Doc. Type: Responses to Office Actions



No Fee

RAM Mail Date: 032702



W5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket: 3704-T02951US0

In re Application of: Margot Lynne DORFMAN
Terry Lynn WILLIAMS

Application No. 78/078,585

Law Office: 112

Filed: 08/10/01

TM Atty: Baldwin, S.

For: "U.S. WOMEN'S CHAMBER OF COMMERCE"

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited on MARCH 25, 2002 with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 Crystal Drive, Arlington, VA 22202-3513.

Henry Skillman
Typed Name of Person Mailing Paper

Henry Skillman
Signature of Person Mailing Paper

To the Assistant Commissioner
for Trademarks

Sir:

RESPONSE

In response to the Official Communication dated September 25, 2001, please amend the above identified application as follows:

Identify the Applicants as joint owners of the mark.

Please substitute the attached drawing in place of the drawing in the original application.

Please amend the description of services as follows: ~~E~~ Association services, namely promoting the economic and leadership growth of women in business in the United States and Internationally, in International Class 35. *42 EC*

Please enter the substitute specimen.

Insert the following disclaimer: --Applicants disclaim the term "Chamber of Commerce" apart from the mark as shown.--

Please amend the application to the Supplemental Register (§1091).

RECEIVED
MARCH 25 P 1:31
OFFICE 112
Baldwin

REMARKS

The Applicants have been identified as joint owners of the mark.

A substitute drawing is being filed to present the mark in block letter form. Entry of the substitute drawing does not materially alter the mark sought to be registered.

It is requested that the Examiner withdraw his refusal under Section 2(d). It is submitted that the public will not be confused as to the source of Applicants' services vis-a-vis the services of Reg. No. 1,522,157, or the owners of the other 50 or more registrations which include the term, "Chamber of Commerce". The public is cognizant of the use of the term, "Chamber of Commerce" for civic organizations promoting businesses of one sort or another and the public is cognizant of the fact that the exact title of the organization is a significant identifier. Applicants request that the disclaimer of the term, "Chamber of Commerce", be entered to signify that Applicants do not claim exclusive rights in this term. With the disclaimer, the likelihood of confusion between the mark sought to be registered herein and the mark of Reg. No. 1,522,157 is eliminated.

It is requested that the Examiner reconsider his rejection on the basis of Section 2(e)(1). Applicants are requesting that this mark be transferred to an application for registration on the Supplemental Register. Applicants have been using this mark in interstate commerce since June 10, 2001.

Applicant is submitting herewith a copy of a letter on Applicants' letterhead showing a display of the trademark. This letterhead was in use at the time of filing the application.

The undersigned attorney, as a duly authorized signatory for the Applicants herein, being hereby warned that willful statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any resulting registration declares that the facts set forth in this paper are true; all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

Appl. No. 78/078,585
U.S. WOMEN'S CHAMBER OF COMMERCE

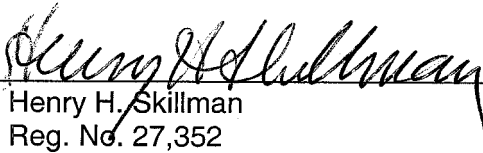
With the transfer of this application to the Supplemental Register, it is believed that the application is now in condition for grant, and early and favorable action leading to registration of the mark is respectfully requested.

The description of services suggested by the Examiner has been modified to identify that Applicants' licensee deals with the growth of women in business. Chamber of Commerce services are in the group of services classified in Class 35 in the United States Patent and Trademark Office Identification of Goods and Services Manual.

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN
Attorneys for Applicants

By


Henry H. Skillman
Reg. No. 27,352

Telephone: (215) 563-4100, ex. 235

Enc. Substitute Drawing
Substitute Specimen
Change of Correspondence Address



*promotes the growth and economic
development of women and facilitates women
in leadership roles in our community.*

August 2, 2001

T. J. Norton

[Handwritten signature]

Dear Sir:

Thank you for your enthusiastic support of the U.S. Women's Chamber of Commerce. It is exciting to hear your ideas in support of our vision of economic growth for women.

We look forward to working together to make a difference here in Arizona and throughout the United States with the national network of U.S. Women's Chamber of Commerce affiliates.

Additionally, we welcome you to our National Advisory Board in support of the growth of the chamber.

Sincerely,

The Women's Chamber of Commerce

Margot Dorfman
CEO

The Women's Chamber of Commerce
2415 E. Camelback Road, Suite 940
Phoenix, Arizona 85016
phone 602.954.9244 fax 602.532.7034

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket: 3704-T02951US0

In re Application of: Margot Dorfman et al.

Application No. 78/078,585

Filed: 08/10/01

For: "U.S. WOMEN'S CHAMBER OF
COMMERCE"

Law Office: 112

TM Atty: Baldwin, S.

To the Assistant Commissioner
for Trademarks

Sir:

**POWER OF ATTORNEY AND
CHANGE OF CORRESPONDENCE ADDRESS**

The undersigned hereby appoints **DANN, DORFMAN, HERRELL AND SKILLMAN, a Professional Corporation**, of Philadelphia, PA, and the individual listed below, its **attorneys** to file and prosecute any and all applications for registration of the trademarks and service marks of the undersigned in the United States, to sign all documents in connection with the registration and maintenance of the registration in the United States, and to receive the Certificate of Registration which may be issued in the United States in connection therewith.

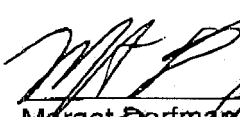
Henry H. Skillman, Reg. No. 17,352

Please send all correspondence to:

✓
Dann, Dorfman, Herrell and Skillman
1601 Market Street -- Suite 720
Philadelphia, PA 19103

Telephone: (215) 563-4100

Facsimile: (215) 563-4044

10/7/01
Date10/7/01
Date
Margot Dorfman
Terry Williams

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO. 78/078585 APPLICANT Williams, Terry, Lynn		PAPER NO.
MARK U.S. WOMEN'S CHAMBER OF COMMERCE		
ADDRESS Williams, Terry, Lynn 2221 E WELDON AVE PHOENIX AZ 85016-6625	ACTION NO. 01	ADDRESS: Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3513 www.uspto.gov <small>If no fees are enclosed, the address should include the words "Box Responses - No Fee."</small>
MAILING DATE 09/25/01		
REF. NO. 		Please provide in all correspondence: 1. Filing Date, serial number, mark and Applicant's name. 2. Mailing date of this Office action. 3. Examining Attorney's name and Law Office number. 4. Your telephone number and ZIP code.
<small>FORM PTO-1525 (5-90) U.S. DEPT. OF COMM. PAT. & TM OFFICE</small>		

A PROPER RESPONSE TO THIS OFFICE ACTION MUST BE RECEIVED WITHIN 6 MONTHS FROM THE DATE OF THIS ACTION IN ORDER TO AVOID ABANDONMENT. For your convenience and to ensure proper handling of your response, a label has been enclosed. Please attach it to the upper right corner of your response. If the label is not enclosed, print or type the Trademark Law Office No., Serial No., and Mark in the upper right corner of your response.

RE: Serial Number: 78/078585

The assigned examining attorney has reviewed the referenced application and determined the following.

REGISTRATION REFUSED---LIKELIHOOD OF CONFUSION

The examining attorney refuses registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d), because the applicant's mark, when used on or in connection with the identified services, so resembles the mark in U.S. Registration No. 1522157 as to be likely to cause confusion, to cause mistake, or to deceive. TMEP section 1207. See the enclosed registration.

The examining attorney must analyze each case in two steps to determine whether there is a likelihood of confusion. First, the examining attorney must look at the marks themselves for similarities in appearance, sound, connotation and commercial impression. *In re E. I. DuPont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973). Second, the examining attorney must compare the goods or services to determine if they are related or if the activities surrounding their marketing are such that confusion as to origin is likely. *In re August Storck KG*, 218 USPQ 823 (TTAB 1983); *In re International Telephone and Telegraph Corp.*, 197 USPQ 910 (TTAB 1978); *Guardian Products Co., v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978).

The applicant has applied to register the mark "U.S. WOMEN'S CHAMBER OF COMMERCE (stylized)" for promoting the economic and leadership growth of women in the United States and Internationally. The registered mark is "U.S. CHAMBER OF COMMERCE" for association services, namely, promoting the interest of business men and women.

The examining attorney must compare the marks for similarities in sound, appearance, meaning or connotation. *In re E. I. DuPont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973). Similarity in any one of these elements is sufficient to find a likelihood of confusion. *In re Mack*, 197 USPQ 755 (TTAB 1977). In this case, the applicant has fully appropriated the registered mark with the mere addition of the descriptive term "WOMEN'S." It is well settled that the mere addition of a term to a registered mark is not sufficient to overcome a likelihood of confusion under Section 2(d). *Coca-Cola Bottling Co. v. Joseph E. Seagram & Sons, Inc.*, 526 F.2d 556, 188 USPQ 105 (CCPA 1975) ("BENGAL" and "BENGAL LANCER"); *Lilly Pulitzer, Inc. v. Lilli Ann Corp.*, 376 F.2d 324, 153 USPQ 406 (CCPA 1967) ("THE LILLY" and "LILLI ANN"); *In re El Torito Restaurants Inc.*, 9 USPQ2d 2002 (TTAB 1988) ("MACHO" and "MACHO COMBOS"); *In re United States Shoe Corp.*, 229 USPQ 707 (TTAB 1985) ("CAREER IMAGE" and "CREST CAREER IMAGES"); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985) ("CONFIRM" and "CONFIRMCCELLS"); *In re Riddle*, 225 USPQ 630 (TTAB 1985) ("ACCUTUNE" and "RICHARD PETTY'S ACCU TUNE"); *In re Cosvetic Laboratories, Inc.*, 202 USPQ 842 (TTAB 1979) ("HEAD START" and "HEAD START COSVETIC").

The services of the parties are close related. The services of the parties need not be identical or directly competitive to find a likelihood of confusion. They need only be related in some manner, or the conditions surrounding their marketing be such, that they could be encountered by the same purchasers under circumstances that could give rise to the mistaken belief that the services come from a common source. *In re Martin's Famous Pastry Shoppe, Inc.*, 748 F.2d 1565, 223 USPQ 1289 (Fed. Cir. 1984); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985); *In re Rexel Inc.*, 223 USPQ 830 (TTAB 1984); *Guardian Products Co., Inc. v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978); *In re International Telephone & Telegraph Corp.*, 197 USPQ 910 (TTAB 1978).

Accordingly, based on the similarity of the marks and the relationship of the services, registration of the applicant's mark is refused under Section 2(d) of the Trademark Act.

The applicant should note the following additional ground for refusal.

REGISTRATION REFUSED---MARK IS MERELY DESCRIPTIVE

The examining attorney refuses registration on the Principal Register because the proposed mark merely describes the services. Trademark Act Section 2(e)(1), 15 U.S.C. Section 1052(e)(1); TMEP section 1209 *et seq.*

A mark is merely descriptive under Trademark Act Section 2(e)(1), 15 U.S.C. 1052(e)(1), if it describes an ingredient, quality, characteristic, function, feature, purpose or use of the relevant services. *In re Gyulay*, 820 F.2d 1216, 3 USPQ2d 1009 (Fed. Cir. 1987); *In re Bed & Breakfast Registry*, 791 F.2d 157, 229 USPQ 818 (Fed. Cir. 1986); *In re MetPath Inc.*, 223 USPQ 88 (TTAB 1984); *In re Bright-Crest, Ltd.*, 204 USPQ 591 (TTAB 1979); TMEP section 1209.01(b).

The applicant has applied to register the mark **"U.S. WOMEN'S CHAMBER OF COMMERCE (stylized)"** for promoting the economic and leadership growth of women in the United States and Internationally.

Since the applicant provides chamber of commerce services directed to women, the proposed mark **"U.S. WOMEN'S CHAMBER OF COMMERCE (stylized)"** is merely descriptive of the applicant's services. Accordingly, the mark is refused registration on the Principal Register under Section 2(e)(1).

Although the examining attorney has refused registration, the applicant may respond to the refusal to register by submitting evidence and arguments in support of registration. If the applicant chooses to respond to the refusal to register, the applicant must also respond to the following requirements.

[***Please note that merely responding to the requirements below will NOT overcome the above-noted refusal to register the mark under Sections 2(d) and 2(e)(1) of the Trademark Act.]

ENTITY INQUIRY

The application lists more than one party as the applicant. Usually a mark is owned by a single business entity or one individual. If the applicants own the mark jointly, they must state that they are joint applicants and explain the nature of their business relationship. TMEP section 802.03(d). The applicant cannot amend the application to designate another entity as the applicant. If the application was filed in the name of the wrong party, the application is void. The true owner may file a new application, with a filing fee. See TMEP section 802.06.

RECITATION & CLASSIFICATION OF SERVICES

The recitation of services is unacceptable as indefinite because the exact nature and classification of the services is unclear. The applicant must amend the recitation to specify the common commercial name of the services. If there is no common commercial name for the services, the applicant must describe the services and indicate their nature. TMEP section 1301.05.

The applicant may adopt the following recitation of services, if accurate:

Association services, namely, promoting the economic and leadership growth of women in the United States and Internationally, in International Class 42.

Please note that, while an application may be amended to clarify or limit the identification, additions to the identification are not permitted. 37 C.F.R. Section 2.71(b); TMEP section 804.09. Therefore, the applicant may not amend to include any services that are not within the scope of the services recited in the present identification.

SPECIMEN

The specimen is unacceptable as evidence of actual service mark use because publicity releases to news media do not show use of the mark by the applicant in the sale or advertising of the services. The applicant must submit a specimen showing the mark as it is used in commerce. 37 C.F.R. Section 2.56. Examples of acceptable specimens are signs, photographs, brochures or advertisements that show the mark used in the sale or advertising of the services. TMEP section 1301.04. The applicant must verify, with an affidavit or a declaration under 37 C.F.R. Section

2.20, that the substitute specimen was in use in commerce at least as early as the filing date of the application. 37 C.F.R. Section 2.59(a); TMEP section 905.10.

The statement supporting use of the substitute specimen must read as follows:

The substitute specimen was in use in commerce at least as early as the filing date of the application.

The applicant must sign this statement either in affidavit form or with a declaration under 37 C.F.R. Section 2.20.

The following is a properly worded declaration under 37 C.F.R. Section 2.20. At the end of the response, the applicant should insert the declaration signed by someone authorized to sign under 37 C.F.R. Section 2.33(a).

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

(Signature)

(Print or Type Name and Position)

(Date)

GUIDELINES

No set form is required for response to this Office action. If the applicant chooses to respond to the refusal to register the mark, the applicant must respond to each point raised. The applicant should simply set forth the required changes or statements and request that the Office enter them. The applicant must sign the response. In addition to the identifying information required at the beginning of this letter, the applicant should provide a telephone number to speed up further processing.

To avoid lateness due to mail delay, the applicant should add the following certificate to the response to the Office action, retaining a photocopy of the response with the completed certificate in case the response becomes lost.

CERTIFICATE OF MAILING

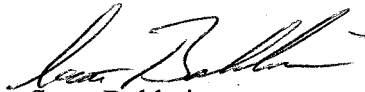
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on _____.

(Date)

(Signature)

(Typed or printed name of the person signing the certificate)

The certificate-of-mailing procedure does **not** apply to the filing of certain documents, such as trademark applications, statements of use, requests for extensions of time to file statements of use, amendments to allege use, affidavits under Sections 8, 12(c) or 15 of the Trademark Act, renewal applications and petitions to cancel registrations.



Scott Baldwin
Trademark Attorney
Law Office 112
703-308-9112 Ext. 124

[Typed Drawing]

Mark

U.S. CHAMBER OF COMMERCE

Pseudo Mark

US CHAMBER OF COMMERCE

Goods and Services

IC 042. US 100. G & S: ASSOCIATION SERVICES, NAMELY PROMOTING THE
INTEREST OF BUSINESS MEN AND WOMEN. FIRST USE: 19151204. FIRST USE IN
COMMERCE: 19151204

Mark Drawing Code

(1) TYPED DRAWING

Serial Number

73550166

Filing Date

July 26, 1985

Publication for Opposition Date

October 11, 1988

Registration Number

1522157

Registration Date

January 24, 1989

Owner Name and Address

(REGISTRANT) CHAMBER OF COMMERCE OF THE UNITED STATES, THE CORPORATION
D.C. 1615 H STREET, N.W. WASHINGTON D.C. 20062

Prior Registration(s)

0552083;0965260;1274620;1430627;AND OTHERS

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHAMBER OF COMMERCE"
APART FROM THE MARK AS SHOWN

Type of Mark

SERVICE MARK

Register

PRINCIPAL-2 (F)

Affidavit Text

SECT 15. SECT 8 (6-YR).

Live Dead Indicator

LIVE

Attorney of Record

L. LAWTON ROGERS, III

<SERIAL NUMBER> 78078585

<FILING DATE> 08/10/2001

<DOCUMENT INFORMATION>

<TRADEMARK/SERVICEMARK APPLICATION>

<VERSION 1.23>

<APPLICANT INFORMATION>

<NAME>

Williams, Terry, Lynn

<STREET>

2221 E. Weldon Ave.

<CITY>

Phoenix

<STATE>

AZ

<COUNTRY>

USA

<ZIP/POSTAL CODE>

85016

<TELEPHONE NUMBER>

602-954-6169

<FAX NUMBER>

602-532-7034

<E-MAIL ADDRESS>

terry@azwomensnews.com

<AUTHORIZE E-MAIL COMMUNICATION> Yes

<APPLICANT ENTITY INFORMATION>

<INDIVIDUAL: COUNTRY OF CITIZENSHIP> USA

<APPLICANT INFORMATION>

<NAME>

Dorfman, Margot, Lynne

<STREET>

2221 E. Weldon Ave.

<CITY>

Phoenix

<STATE>

AZ

<COUNTRY>

USA

<ZIP/POSTAL CODE>

85016

<TELEPHONE NUMBER>

602-954-6169

<FAX NUMBER>

602-532-7034

<E-MAIL ADDRESS>

margot@azwomensnews.com

<AUTHORIZE E-MAIL COMMUNICATION> Yes

<APPLICANT ENTITY INFORMATION>

<INDIVIDUAL: COUNTRY OF CITIZENSHIP> USA

<TRADEMARK/SERVICEMARK INFORMATION>

<MARK> U.S. WOMEN'S CHAMBER OF COMMERCE

<TYPED FORM> No

* Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). *

<BASIS FOR FILING AND GOODS/SERVICES INFORMATION>

<USE IN COMMERCE: SECTION 1(a)> Yes

* Applicant is using or is using through a related company the mark in commerce on or in connection with the below-identified goods/services. (15 U.S.C. Section 1051(a), as amended.). Applicant attaches one SPECIMEN for each class showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services. *

<SPECIMEN> Yes

<SPECIMEN DESCRIPTION> A press release announcing affiliation with the U.S. Women's Chamber of Commerce

<INTERNATIONAL CLASS NUMBER> 035

<LISTING OF GOODS AND/OR SERVICES> Promoting the economic and leadership growth of women in the United States and Internationally.

<FIRST USE ANYWHERE DATE> 06/01/2001

<FIRST USE IN COMMERCE DATE> 06/10/2001

<FEE INFORMATION>

<TOTAL FEES PAID> 325

<NUMBER OF CLASSES PAID> 1

<NUMBER OF CLASSES> 1

<LAW OFFICE INFORMATION>

* The USPTO is authorized to communicate with the applicant at the below e-mail address
*

<E-MAIL ADDRESS FOR CORRESPONDENCE> terry@azwomensnews.com

<SIGNATURE AND OTHER INFORMATION>

* PTO-Application Declaration: The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true. *

<SIGNATURE>

/terry_williams/

<DATE>

08/10/2001

<NAME>

Terry Williams

<TITLE>

Partner

<SIGNATURE>

/margot_dorfman/

<DATE>

08/10/2001

78078585

<NAME>

Margot Dorfman

<TITLE>

partner

<MAILING ADDRESS>

<LINE> Williams, Terry, Lynn

<LINE> 2221 E. Weldon Ave.

<LINE> Phoenix AZ 85016

<CREDIT CARD INFORMATION>

<RAM SALE NUMBER> 101

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<INTERNET TRANSMISSION DATE> Friday, 08-10-2001 03:21:41 EDT

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USPTO-20616921250-20010810032112196-78/078585-

123b5828646bfb2c46e2953130270ba4203-CC-101-20010810032112196

E-MAIL ADDRESS FOR ACKNOWLEDGMENT> terry@azwomensnews.com

DOCUMENT INFORMATION**TRADEMARK/SERVICEMARK APPLICATION****VERSION 1.23****APPLICANT INFORMATION**

NAME	Williams, Terry, Lynn
STREET	2221 E. Weldon Ave.
CITY	Phoenix
STATE	AZ
COUNTRY	USA
ZIP/POSTAL CODE	85016
TELEPHONE NUMBER	602-954-6169
FAX NUMBER	602-532-7034
E-MAIL ADDRESS	terry@azwomensnews.com
AUTHORIZE E-MAIL COMMUNICATION	Yes

APPLICANT ENTITY INFORMATION

INDIVIDUAL: COUNTRY OF CITIZENSHIP	USA
--	-----

APPLICANT INFORMATION

NAME	Dorfman, Margot, Lynne
STREET	2221 E. Weldon Ave.
CITY	Phoenix
STATE	AZ
COUNTRY	USA
ZIP/POSTAL CODE	85016
TELEPHONE NUMBER	602-954-6169
FAX NUMBER	602-532-7034
E-MAIL ADDRESS	margot@azwomensnews.com

AUTHORIZE E-MAIL COMMUNICATION	Yes
APPLICANT ENTITY INFORMATION	
INDIVIDUAL: COUNTRY OF CITIZENSHIP	USA
TRADEMARK/SERVICEMARK INFORMATION	
MARK	U.S. WOMEN'S CHAMBER OF COMMERCE
TYPED FORM	No
BASIS FOR FILING AND GOODS/SERVICES INFORMATION	
USE IN COMMERCE: SECTION 1(a)	Yes
SPECIMEN	Yes
SPECIMEN DESCRIPTION	A press release announcing affiliation with the U.S. Women's Chamber of Commerce
INTERNATIONAL CLASS NUMBER	035
LISTING OF GOODS AND/OR SERVICES	Promoting the economic and leadership growth of women in the United States and Internationally.
FIRST USE ANYWHERE DATE	06/01/2001
FIRST USE IN COMMERCE DATE	06/10/2001
FEE INFORMATION	
TOTAL FEES PAID	325
NUMBER OF CLASSES PAID	1
NUMBER OF CLASSES	1
LAW OFFICE INFORMATION	
E-MAIL ADDRESS FOR CORRESPONDENCE	terry@azwomensnews.com
SIGNATURE AND OTHER INFORMATION	

SIGNATURE	/terry_williams/
DATE	08/10/2001
NAME	Terry Williams
TITLE	Partner
SIGNATURE	/margot_dorfman/
DATE	08/10/2001
NAME	Margot Dorfman
TITLE	partner
MAILING ADDRESS	
LINE	Williams, Terry, Lynn
LINE	2221 E. Weldon Ave.
LINE	Phoenix AZ 85016
CREDIT CARD INFORMATION	
RAM SALE NUMBER	101
RAM ACCOUNTING DATE	20010810
SERIAL NUMBER INFORMATION	
SERIAL NUMBER	78/078585
INTERNET TRANSMISSION DATE	Friday, 08-10-2001 03:21:41 EDT
TEAS STAMP	USPTO-20616921250-20010810032112196-78/078585- 123b5828646bfb2c46e2953130270ba4203-CC-101-20010810032112196
E-MAIL ADDRESS FOR ACKNOWLEDGMENT	terry@azwomensnews.com

Internet Transmission Date:

2001/08/10

Serial Number:

78078585

Filing Date:

2001/08/10



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

TOTAL FEES PAID: \$325

RAM SALE NUMBER: 101
RAM ACCOUNTING DATE: 20010810



NO OCR



08-10-2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Margot Lynne Dorfman)	
	Terry Lynn Williams)	Examiner: Scott Baldwin
)	
Serial No.:	78/078,585)	Law Office: 112
)	
Filed:	August 10, 2001)	
)	
Mark:	U.S. WOMEN'S CHAMBER OF COMMERCE		

Attorney's Reference: 41615-188081

BOX FEE
Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

REQUEST FOR RECONSIDERATION

Sir:

In response to the "final" refusal issued in this matter, attached is a Declaration supporting the use of the substitute specimen as of a date at least as early as the filing date of this application.

With respect to the "final" refusal of registration based upon Registration No. 1,522,157, the Examining Attorney is asked to consider the following.

1. Applicant is the owner of U.S. Trademark Registration No. 2,644,856 for the mark THE WOMEN'S CHAMBER OF COMMERCE as used to identify services substantially the same as those services listed in this application. The cited registration issued with a disclaimer of the wording CHAMBER OF COMMERCE and a claim of distinctiveness with respect to the designation "U.S."

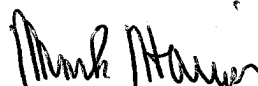
The wording CHAMBER OF COMMERCE in the cited registration is therefore clearly "generic" and, as such, incapable of trademark significance.

Applicant respectfully submits that the combination of its ownership of a registration for a substantially identical trademark for substantially identical services, taken together with the fact that the only non-generic portion of the cited mark is the descriptive designation "U.S.," is sufficient to preclude any likelihood of confusion between the applicant's mark and the mark shown in the cited registration.

It is therefore respectfully requested that the final refusals be withdrawn and that this mark be forwarded for issuance on the Supplemental Register.

Respectfully submitted,

By:



Mark Harrison, Esq.

Venable LLP

P.O. Box 34385

Washington, D.C. 20045-9998

Telephone: (202) 344-4019

Fax: (202) 344-8300

Attorneys for Applicant

Date: September 22, 2003

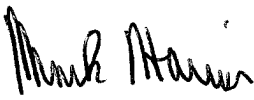
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**
Attorney's Reference: 41615-188081

DECLARATION

The undersigned declares that he/she is authorized to execute this Declaration on behalf of the applicants; that the attached specimen was in use in commerce at least as early as the filing date of this application; that all statements made herein of his/her own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this document or the application referred to therein.

Done, this 22nd day of September , 2003.

By: 
Mark Harrison
Attorney for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**

Attorney's Reference: 41615-188081



Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

09-22-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #74

REQUEST TO SUSPEND APPEAL

Sir:

Applicant hereby requests that the appeal filed in connection with this application be suspended pending the Examining Attorney's consideration of the Request for Reconsideration and the Declaration Supporting Specimen filed concurrently in this matter.

Respectfully submitted,

By:

Mark B. Harrison
Venable LLP
P.O. Box 34385
Washington, D.C. 20045-9998
Telephone: (202) 344-4019
Fax: (202) 344-8300

Attorney for Applicant

Dated: September 22, 2003



*promotes the growth and economic
development of women and facilitates women
in leadership roles in our community.*

August 2, 2001

T. J. Anderson

A handwritten signature in dark ink, appearing to read "T. J. Anderson". The signature is written over a grid of diagonal lines.

Dear Sir:

Thank you for your enthusiastic support of the U.S. Women's Chamber of Commerce. It is exciting to hear your ideas in support of our vision of economic growth for women.

We look forward to working together to make a difference here in Arizona and throughout the United States with the national network of U.S. Women's Chamber of Commerce affiliates.

Additionally, we welcome you to our National Advisory Board in support of the growth of the chamber.

Sincerely,

The Women's Chamber of Commerce

Margot Dorfman
CEO

The Women's Chamber of Commerce
2415 E. Camelback Road, Suite 940
Phoenix, Arizona 85016
phone 602.954.9244 fax 602.532.7034

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/078585

APPLICANT: Williams, Terry, Lynn

CORRESPONDENT ADDRESS:

MARK HARRISON
VENABLE
P O BOX 34385
WASHINGTON D. C. 20005

RETURN ADDRESS:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514
ecom112@uspto.gov

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: U.S. WOMEN'S CHAMBER OF COMMERCE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:

terry@azwomensnews.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

Serial Number 78/078585

Applicant is requesting reconsideration of a final refusal dated June 18, 2002.

After careful consideration of the law and facts of the case, the examining attorney must deny the request for reconsideration and adhere to the final action as written since no new facts or reasons have been presented that are significant and compelling with regard to the point at issue.

In addition, the declaration supporting the substitute specimen is unacceptable because it merely indicates that the substitute specimen is "*of a type*" that was in use in commerce as of the filing date of the application.

The applicant must submit the following statement:

The substitute specimen was in use in commerce at least as early as the filing date of the application.

This statement must be verified with an affidavit or a declaration under 37 C.F.R. §2.20. 37 C.F.R. §2.59(a); TMEP §904.09.

Accordingly, applicant's request for reconsideration is *denied*. 37 C.F.R. Section 2.64(b); TMEP Section 715.04. The application file will be returned to the Trademark Trial and Appeal Board for resumption of the appeal.

Scott Baldwin /sb/
Trademark Attorney
Law Office 112
703-308-9112 x124



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**

Attorney's Reference: 41615-188081

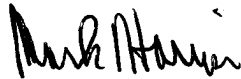
BOX FEE
Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

RESPONSE

Sir:

In response to the "final" refusal issued in this matter, attached is a Declaration supporting the use of the substitute specimen as of a date at least as early as the filing date of this application..

Respectfully submitted,

By: 
Mark Harrison, Esq.
Venable, Baetjer, Howard & Civiletti, LLP
P.O. Box 34385
Washington, D.C. 20045-9998
Telephone: (202) 962-4811
Fax: (202) 962-8300

Attorneys for Applicant

Date: April 10, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

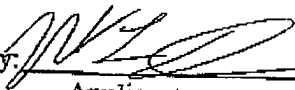
Applicants:	Margot Lynne Dorfman)	
	Terry Lynn Williams)	Examiner: Scott Baldwin
Serial No.:	78/078,585)	
)	Law Office: 112
Filed:	August 10, 2001)	
Mark:	U.S. WOMEN'S CHAMBER OF COMMERCE)	

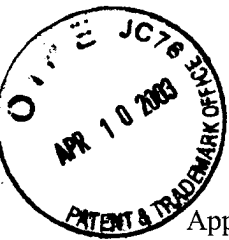
Attorney's Reference: 41615-188081

DECLARATION

The undersigned declares that he/she is authorized to execute this Declaration on behalf of the applicants; that the substitute specimen is of a type that was in use in commerce as of the filing date of this application; that all statements made herein of his/her own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this document or the application referred to therein.

Done, this 10th day of April, 2003.

By: 
Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Margot Lynne Dorfman)
Terry Lynn Williams) Examiner: Scott Baldwin
Serial No.: 78/078,585) Law Office: 112
Filed: August 10, 2001)
Mark: **U.S. WOMEN'S CHAMBER OF COMMERCE**

Attorney's Reference: 41615-188081

**PETITION TO THE COMMISSIONER TO REVIVE APPLICATION
AND RESET DUE DATE FOR APPEAL BRIEF**

Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Sir:

Applicants hereby petition the Commissioner under Section 12(b) of the Trademark Act to revive this application. A Notice of Abandonment was issued on February 10, 2003.

This application was unintentionally abandoned because a Response to a FINAL refusal of registration was not timely filed. An appropriate Notice of Appeal and Response are attached hereto.

The delay was unintentional in that the applicants were in the process of changing counsel. Prior counsel allowed this application to become abandoned, when it was applicants' intent to pursue an appeal.

Once this application is reinstated, it is requested that a new due date be set for the filing of applicants' Brief on Appeal.

The filing fee of \$100.00 for this Petition is attached.

If there is no fee attached hereto, or an insufficient amount, please charge the fee to our Deposit Account No. 22-0261 and notify us accordingly.

The undersigned declares and states that he is the applicant's attorney, that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any registration resulting therefrom.

April 10, 2003

Mark B. Harrison
VENABLE
P.O. Box 34385
Washington, D.C. 20043-9998
Telephone: (202) 962 4019
Telefax: (202) 962 8300



VENABLE, BAETJER, HOWARD & CIVILETTI, LLP
Including professional corporations

1201 New York Avenue, N.W., Suite 1000
Washington, D.C. 20005-3917
(202) 962-4800, Fax (202) 962-8300
www.venable.com

OFFICES IN

WASHINGTON, D.C.
MARYLAND
VIRGINIA

VENABLE
ATTORNEYS AT LAW

Mark B. Harrison
(202) 962-4019
mbharrison@venable.com

March 20, 2003

Honorable Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Re: U.S. Trademark Application 78/078,585
Mark: U.S. WOMEN'S CHAMBER OF COMMERCE (Stylized)
Applicant: Margot Lynne Dorfman and Terry Lynn Williams
Our Reference: 41615-188081

Sir:

We enclose the following for filing in the Patent and Trademark Office:

X Power of Attorney; Designation of Correspondence Address

Sincerely,

Mark B. Harrison

MBH/lmf
Enclosure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant/Registrant: U.S. Women's Chamber of Commerce

Mark: THE WOMEN'S CHAMBER OF COMMERCE
Registration No.: 2,644,856
Issued: October 29, 2002

Mark: INTERNATIONAL WOMEN'S CHAMBER OF COMMERCE
Serial No.: 76/391,554
Filing Date: April 5, 2002

Mark: U.S. WOMEN'S CHAMBER OF COMMERCE (Stylized)
Serial No.: 78/078,585
Filing Date: August 10, 2001

POWER OF ATTORNEY

All prior Powers of Attorney are hereby revoked, and Applicant/Registrant hereby appoints as attorney Mark B. Harrison, Jackie Patt, Marcia A. Auberger, and Andrew D. Price, each a member of the Bar of the District of Columbia and/or Virginia and/or New York, and having his offices and post office address at Suite 1000, 1201 New York Avenue, N.W., Washington, D.C. 20005, Telephone (202) 962-4800, Telefax (202) 962-8300, to prosecute this application to register, and to transact all business in the Patent and Trademark Office in connection therewith, and to receive all documents, including the certificate of registration.

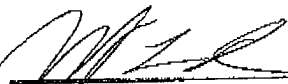
The U.S. attorneys named herein are hereby authorized to accept and follow instructions from the applicant's/registrant's domestic attorney or patent or trademark attorney or agent, as to any action to be taken or not taken in the U. S. Patent and Trademark Office regarding this application, without direct communication between the U.S. attorneys and applicant. In the event of a change in the person(s) from whom instructions may be taken, the U.S. Attorneys named herein will be so notified by applicant.

DESIGNATION OF CORRESPONDENCE ADDRESS

Send all notices, official letters, documents and other correspondence concerning this application to: Mark Harrison, VENABLE, P.O. Box 34385, Washington, D.C. 20005.

U.S. Women's Chamber of Commerce

Date: 3/14/03

By: 

Name: Margaret Dorfman

Title: CEO



Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
www.uspto.gov

Feb 10, 2003

NOTICE OF ABANDONMENT

TM112

HENRY H. SKILLMAN
DANN, DORFMAN, HERRELL & SKILLMAN
1601 MARKET STREET SUITE 720
PHILADELPHIA, PA 19103

ATTORNEY
REFERENCE
NUMBER:

SERIAL NUMBER:	78/078585
MARK:	U.S. WOMEN'S CHAMBER OF COMMERCE
APPLICANT:	Williams, Terry, Lynn ETC.

THE ABOVE IDENTIFIED TRADEMARK APPLICATION WAS ABANDONED ON 12/19/2002 FOR THE FOLLOWING REASON:

NO RESPONSE TO THE OFFICE ACTION MAILED ON 06/18/2002 WAS RECEIVED IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO) WITHIN THE SIX-MONTH RESPONSE PERIOD. (15 U.S.C. 1062(b); TRADEMARK RULE 2.65(a)). **YOU CAN REQUEST REINSTATEMENT OF THE APPLICATION FOR NO FEE IF:**

- * YOU HAVE PROOF THAT YOUR RESPONSE WAS RECEIVED IN THE USPTO ON OR BEFORE THE DUE DATE - SUCH AS A POSTCARD WITH A USPTO MAILROOM DATE STAMP; OR,
- * YOU MAILED OR FAXED THE RESPONSE ON OR BEFORE THE DUE DATE WITH A CERTIFICATE OF MAILING OR FACSIMILE TRANSMISSION, IN ACCORDANCE WITH USPTO RULE 1.8, 37 CFR SEC. 1.8; OR DEPOSITED THE RESPONSE AS EXPRESS MAIL, IN ACCORDANCE WITH USPTO RULE 1.10, 37 CFR SEC. 1.10.

YOU MUST SUBMIT A COPY OF THE PREVIOUSLY SUBMITTED TIMELY RESPONSE WITHIN 2 MONTHS OF THE DATE PRINTED AT THE TOP OF THIS NOTICE ALONG WITH ONE OF THE TYPES OF PROOF SET OUT ABOVE. YOU MAY FAX THIS INFORMATION TO (703) 746-3000.

IF YOU DO NOT HAVE THE PROOF NECESSARY FOR REINSTATEMENT, YOU CAN REQUEST REVIVAL OF THE APPLICATION, UNDER USPTO RULE 2.66, 37 CFR SEC. 2.66, BY:

- * FILING A "PETITION TO REVIVE" **WITHIN 2 MONTHS** OF THE DATE PRINTED AT THE TOP OF THIS NOTICE, INDICATING THAT THE REASON FOR THE DELAY IN RESPONDING BY THE DUE DATE WAS "UNINTENTIONAL";
- * PAYING THE PETITION FEE OF \$100, MADE PAYABLE TO THE COMMISSIONER OF TRADEMARKS; AND
- * INCLUDING A COPY OF THE RESPONSE TO THE OFFICE ACTION (IF YOU DID RECEIVE THE OFFICE ACTION - OTHERWISE, INCLUDE A STATEMENT THAT YOU DID NOT RECEIVE THE OFFICE ACTION.)

FOR FURTHER INFORMATION CALL (703) 308-9000

APPLICANTS: Margot Lynne Dorfman
2221 E. Weldon Avenue
Phoenix, AZ 85016

Terry Lynn Williams
2221 E. Weldon Avenue
Phoenix, AZ 85016

FIRST USE: At least as early as June 10, 2001 At least as early as
COMMERCE: June 10, 2001

SERVICES: Association Services, namely promoting the economic and leadership growth
of women in business in the United States and Internationally, in Class 35

U.S. WOMEN'S CHAMBER OF COMMERCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket: 3704-T02951US0

In re Application of: Margot Lynne DORFMAN
Terry Lynn WILLIAMS

Application No. 78/078,585

Law Office: 112

Filed: 08/10/01

TM Atty: Baldwin, S.

For: "U.S. WOMEN'S CHAMBER OF COMMERCE"

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited on MARCH 25, 2002 with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 Crystal Drive, Arlington, VA 22202-3513.

Henry Skillman
Typed Name of Person Mailing Paper


Signature of Person Mailing Paper

To the Assistant Commissioner
for Trademarks

Sir:

RESPONSE

In response to the Official Communication dated September 25, 2001, please amend the above identified application as follows:

Identify the Applicants as joint owners of the mark.

Please substitute the attached drawing in place of the drawing in the original application.

Please amend the description of services as follows: --Association services, namely promoting the economic and leadership growth of women in business in the United States and Internationally, in International Class 35.--.

Please enter the substitute specimen.

Insert the following disclaimer: --Applicants disclaim the term "Chamber of Commerce" apart from the mark as shown.--.

Please amend the application to the Supplemental Register (§1091).

REMARKS

The Applicants have been identified as joint owners of the mark.

A substitute drawing is being filed to present the mark in block letter form. Entry of the substitute drawing does not materially alter the mark sought to be registered.

It is requested that the Examiner withdraw his refusal under Section 2(d). It is submitted that the public will not be confused as to the source of Applicants' services vis-a-vis the services of Reg. No. 1,522,157, or the owners of the other 50 or more registrations which include the term, "Chamber of Commerce". The public is cognizant of the use of the term, "Chamber of Commerce" for civic organizations promoting businesses of one sort or another and the public is cognizant of the fact that the exact title of the organization is a significant identifier. Applicants request that the disclaimer of the term, "Chamber of Commerce", be entered to signify that Applicants do not claim exclusive rights in this term. With the disclaimer, the likelihood of confusion between the mark sought to be registered herein and the mark of Reg. No. 1,522,157 is eliminated.

It is requested that the Examiner reconsider his rejection on the basis of Section 2(e)(1). Applicants are requesting that this mark be transferred to an application for registration on the Supplemental Register. Applicants have been using this mark in interstate commerce since June 10, 2001.

Applicant is submitting herewith a copy of a letter on Applicants' letterhead showing a display of the trademark. This letterhead was in use at the time of filing the application.

The undersigned attorney, as a duly authorized signatory for the Applicants herein, being hereby warned that willful statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any resulting registration declares that the facts set forth in this paper are true; all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

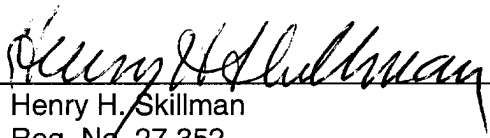
Appl. No. 78/078,585
U.S. WOMEN'S CHAMBER OF COMMERCE

With the transfer of this application to the Supplemental Register, it is believed that the application is now in condition for grant, and early and favorable action leading to registration of the mark is respectfully requested.

The description of services suggested by the Examiner has been modified to identify that Applicants' licensee deals with the growth of women in business. Chamber of Commerce services are in the group of services classified in Class 35 in the United States Patent and Trademark Office Identification of Goods and Services Manual.

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN
Attorneys for Applicants

By 
Henry H. Skillman
Reg. No. 27,352

Telephone: (215) 563-4100, ex. 235

Enc. Substitute Drawing
Substitute Specimen
Change of Correspondence Address

APPLICANTS: Margot Lynne Dorfman
2221. E. Weldon Avenue
Phoenix, AZ 85016

Terry Lynn Williams
2221 E. Weldon Avenue
Phoenix, AZ 85016

FIRST USE: At least as early as June 10, 2001 At least as early as
COMMERCE: June 10, 2001

SERVICES: Association Services, namely promoting the economic and leadership growth
of women in business in the United States and Internationally, in Class 35

U.S. WOMEN'S CHAMBER OF COMMERCE



*promotes the growth and economic
development of women and facilitates women
in leadership roles in our community.*

August 2, 2001

T. J. Martin

A handwritten signature in dark ink, appearing to read "T. J. Martin". The signature is written in a cursive, somewhat stylized script.

Dear Sirs:

Thank you for your enthusiastic support of the U.S. Women's Chamber of Commerce. It is exciting to hear your ideas in support of our vision of economic growth for women.

We look forward to working together to make a difference here in Arizona and throughout the United States with the national network of U.S. Women's Chamber of Commerce affiliates.

Additionally, we welcome you to our National Advisory Board in support of the growth of the chamber.

Sincerely,

The Women's Chamber of Commerce

Margot Dorfman
CEO

The Women's Chamber of Commerce
2415 E. Camelback Road, Suite 940
Phoenix, Arizona 85016
phone 602.954.9244 fax 602.532.7034

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Docket: 3704-T02951US0****In re Application of: Margot Dorfman et al.****Application No. 78/078,585****Law Office: 112****Filed: 08/10/01****TM Atty: Baldwin, S.****For: "U.S. WOMEN'S CHAMBER OF
COMMERCE"**To the Assistant Commissioner
for Trademarks

Sir:

**POWER OF ATTORNEY AND
CHANGE OF CORRESPONDENCE ADDRESS**

The undersigned hereby appoints **DANN, DORFMAN, HERRELL AND SKILLMAN, a Professional Corporation**, of Philadelphia, PA, and the individual listed below, its **attorneys** to file and prosecute any and all applications for registration of the trademarks and service marks of the undersigned in the United States, to sign all documents in connection with the registration and maintenance of the registration in the United States, and to receive the Certificate of Registration which may be issued in the United States in connection therewith.

Henry H. Skillman, Reg. No. 17,352

Please send all correspondence to:

Dann, Dorfman, Herrell and Skillman
1601 Market Street -- Suite 720
Philadelphia, PA 19103

Telephone: (215) 563-4100

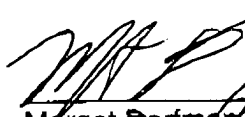
Facsimile: (215) 563-4044

10/7/01

Date

10/7/01

Date



Margot Dorfman



Terry Williams

Drawing Page

Serial Number:

78078585

Applicant:

Williams, Terry, Lynn
2221 E. Weldon Ave.
Phoenix AZ USA 85016



Applicant:

Dorfman, Margot, Lynne
2221 E. Weldon Ave.
Phoenix AZ USA 85016

Date of First Use:

06/01/2001

Date of First Use in Commerce:

06/10/2001

Goods and Services:

Promoting the economic and leadership growth of women in the United States and Internationally.

Mark:

U.S. *Women's*
CHAMBER of COMMERCE



NO OCR



08-10-2001

U.S. *Women's*
CHAMBER of COMMERCE

Internet Transmission Date:

2001/08/10

Serial Number:

78078585

Filing Date:

2001/08/10



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

TOTAL FEES PAID: \$325

RAM SALE NUMBER: 101
RAM ACCOUNTING DATE: 20010810



NO OCR



08-10-2001

<SERIAL NUMBER> 78078585

<FILING DATE> 08/10/2001

<DOCUMENT INFORMATION>

<TRADEMARK/SERVICEMARK APPLICATION>

<VERSION 1.23>

<APPLICANT INFORMATION>

<NAME> Williams, Terry, Lynn
<STREET> 2221 E. Weldon Ave.
<CITY> Phoenix
<STATE> AZ
<COUNTRY> USA
<ZIP/POSTAL CODE> 85016
<TELEPHONE NUMBER> 602-954-6169
<FAX NUMBER> 602-532-7034
<E-MAIL ADDRESS> terry@azwomensnews.com
<AUTHORIZE E-MAIL COMMUNICATION> Yes

<APPLICANT ENTITY INFORMATION>

<INDIVIDUAL: COUNTRY OF CITIZENSHIP> USA

<APPLICANT INFORMATION>

<NAME> Dorfman, Margot, Lynne
<STREET> 2221 E. Weldon Ave.
<CITY> Phoenix
<STATE> AZ
<COUNTRY> USA
<ZIP/POSTAL CODE> 85016
<TELEPHONE NUMBER> 602-954-6169
<FAX NUMBER> 602-532-7034
<E-MAIL ADDRESS> margot@azwomensnews.com
<AUTHORIZE E-MAIL COMMUNICATION> Yes

<APPLICANT ENTITY INFORMATION>

<INDIVIDUAL: COUNTRY OF CITIZENSHIP> USA

<TRADEMARK/SERVICEMARK INFORMATION>

<MARK> U.S. WOMEN'S CHAMBER OF COMMERCE

<TYPED FORM> No

* Applicant requests registration of the above-identified trademark/service mark in the United

States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). *

<BASIS FOR FILING AND GOODS/SERVICES INFORMATION>

<USE IN COMMERCE: SECTION 1(a)> Yes

* Applicant is using or is using through a related company the mark in commerce on or in connection with the below-identified goods/services. (15 U.S.C. Section 1051(a), as amended.). Applicant attaches one SPECIMEN for each class showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services. *

<SPECIMEN> Yes

<SPECIMEN DESCRIPTION> A press release announcing affiliation with the U.S. Women's Chamber of Commerce

<INTERNATIONAL CLASS NUMBER> 035

<LISTING OF GOODS AND/OR SERVICES> Promoting the economic and leadership growth of women in the United States and Internationally.

<FIRST USE ANYWHERE DATE> 06/01/2001

<FIRST USE IN COMMERCE DATE> 06/10/2001

<FEE INFORMATION>

<TOTAL FEES PAID> 325

<NUMBER OF CLASSES PAID> 1

<NUMBER OF CLASSES> 1

<LAW OFFICE INFORMATION>

* The USPTO is authorized to communicate with the applicant at the below e-mail address *

<E-MAIL ADDRESS FOR CORRESPONDENCE> terry@azwomensnews.com

<SIGNATURE AND OTHER INFORMATION>

* PTO-Application Declaration: The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

*

<SIGNATURE> /terry_williams/
<DATE> 08/10/2001
<NAME> Terry Williams
<TITLE> Partner
<SIGNATURE> /margot_dorfman/
<DATE> 08/10/2001
<NAME> Margot Dorfman
<TITLE> partner

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<LINE> Williams, Terry, Lynn
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<LINE> Phoenix AZ 85016

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<RAM ACCOUNTING DATE> 20010810

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E-MAIL ADDRESS FOR ACKNOWLEDGMENT> terry@azwomensnews.com

Drawing Page**Serial Number:**

78078585

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Phoenix AZ USA 85016

**Applicant:**

Dorfman, Margot, Lynne
2221 E. Weldon Ave.
Phoenix AZ USA 85016

Date of First Use:

06/01/2001

Date of First Use in Commerce:

06/10/2001

Goods and Services:

Promoting the economic and leadership growth of women in the United States and Internationally.

Mark:

U.S. *Women's*
CHAMBER of COMMERCE



NO OCR



08-10-2001

U.S. *Women's*
CHAMBER of COMMERCE

ORIGINAL SPECIMEN

Internet Transmission Date:

2001/08/10

Serial Number:

78078585

Filing Date:

2001/08/10

The *Women's*
CHAMBER of COMMERCE

*The Women's Chamber of Commerce promotes
the growth and economic development of
Arizona women and facilitates women in
leadership roles in our community.*

Making History
U.S. Women's Chamber of Commerce Formed
*The Women's Chamber of Commerce Announces Alliance with the
U.S. Women's Chamber of Commerce*

August 2001, Phoenix - The Women's Chamber of Commerce has announced that it is an affiliate of the U.S. Women's Chamber of Commerce, a national organization dedicated to the economic and leadership growth of women.

The U.S. Women's Chamber of Commerce will establish local affiliates throughout the U.S. to create a national network for women. The U.S. Women's Chamber of Commerce will launch additional affiliates throughout the U.S. during the Fall of 2001.

Anyone interested in establishing a local affiliate organization is encouraged to call 602-954-9244.

To find an affiliate in your market, look for the U.S. Women's Chamber of Commerce logo as shown below.

U.S. *Women's*
CHAMBER of COMMERCE

The Women's Chamber of Commerce
2415 E. Camelback Road, Suite 940
Phoenix, Arizona 85016
Phone 602.954.9244 Fax 602.532.7034
Email info@the-womens-chamber.com
Website www.the-womens-chamber.com

The applicant has submitted required color specimen.
The USPTO has printed only one copy of the specimen,
and extra copies can be produced in-house as needed.

Making History

U.S. Women's Chamber of Commerce Formed

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